

reduction or partners, credit for the payment of said fee may be given to the new partnership upon its application for such credit, accompanied by payment of a transfer fee of two dollars (\$2.00) to the business administration division of the San Mateo County Department of Public Health and Welfare. (Ord. No. 600, § 1, 4-11-77)

#### **Sec. 11-24. Penalty for late payment.**

If any fee required by this chapter has not been paid by the due date, there shall be imposed a penalty equal to ten (10) per cent of said fee for each month of delinquency or part thereof. Where the county health officer determines that such delinquency has been caused by excusable neglect on the part of the person billed, or by mistake on the part of the department of public health and welfare, he shall waive any penalties. (Ord. No. 600, § 1, 4-11-77)

**11-25—11-38. Reserved.**

### **ARTICLE III. GARBAGE AND RUBBISH\***

#### **DIVISION 1. GENERALLY**

#### **Sec. 11-39. Unlawful deposits generally.**

It shall be unlawful for any person to keep, place or deposit refuse on any public or private grounds or premises except in containers or receptacles for collection upon premises owned, occupied or under the possession or control of such person. (Code 1961, § 13.18)

#### **Sec. 11-40. Permit required to collect or transport.**

It shall be unlawful for any person to collect, remove and carry within the city, any

\*Cross reference—Waste disposal in parks, § 16.25.

State law reference—Garbage and refuse disposal generally, Health & S. Code, § 4100 et seq.

garbage, house refuse, butchers' offal, shells, papers, ashes, cinders, broken glass, crockery, tins, bones, rubbish or other like matter, or any dead animals or putrid animals or vegetable matter without first obtaining a written permit from the council; provided, however, that no provision of this chapter shall be construed to prevent any resident of the city from removing from his own place of residence garden refuse such as leaves, weeds, shrubbery and lawn cuttings and any other nonputrescible refuse matter and hauling the same to any debris box operated and maintained by the city or to any facility operated and maintained by the city or to any facility operated and maintained by any municipality or county garbage disposal district. (Code 1961, § 13.1)

Cross reference—License fee for services rendered by use of vehicle, § 12-43, Category II.

#### **Sec. 11-41. Application for permit.**

Every person applying for a permit to collect garbage in the city shall file a written application therefor, stating his name and address, the location of his proposed dumping, whether he has had any previous experience and where and such other information as the council may require. (Code 1961, § 13.2)

#### **Sec. 11-42. Council may grant exclusive permit.**

The council shall have jurisdiction to grant an exclusive permit for the collection and disposal of garbage in the city. (Code 1961, § 13.2)

#### **Sec. 11-43. Revocation of permit.**

The council shall have the jurisdiction to revoke the permit of any person to whom a permit has been granted under this division for a failure on his part to properly collect and dispose of the garbage or for a violation of any of the terms of this article. (Code 1961, § 13.2)

**Sec. 11-44. Bond required.**

Every person holding a written authorization to collect garbage in the city shall, before entering upon such duties, execute and file with the city clerk a bond in the sum of three hundred dollars (\$300.00) payable to the city and conditioned upon the faithful performance of his duties and for the observance of this article. The bond shall be subject to approval by the mayor of the city. (Code 1961, § 13.3)

**Sec. 11-45. Dumping permit required.**

It is hereby declared unlawful for any person to dump or deposit upon any street, lot, or lands or water or waterways within the city any garbage, house refuse, butchers' offal, shells, papers, ashes, cinders, broken glass, crockery, tin, bones, rubbish or other like matter, or any dead animals or putrid animal or vegetable matter without first obtaining a written permit from the council. (Code 1961, § 13.4)

**Sec. 11-46. Approval of dumping grounds.**

Any person to whom a permit is granted under this division shall, before dumping or depositing any of the things mentioned herein, secure a suitable dumping ground therefor, which shall be approved by the council, whether such dumping ground be within or without the limits of the city. (Code 1961, § 13.5)

**Sec. 11-47. Use of receptacles required.**

All garbage, house refuse, butchers' offal, shells, papers, ashes, cinders, broken glass, crockery, tin, bones, rubbish or other like matter shall be placed by the person occupying the premises upon which such garbage or other matter is created in receptacles as provided by section 11-48. (Code 1961, § 13.6)

**Sec. 11-48. Receptacles required; type.**

Every owner or occupant of any premises where garbage is created shall provide and keep upon such premises, in a suitable place, one or more galvanized metal or plastic garbage receptacles equipped with handles and with a tight-fitting galvanized metal or plastic cover for receiving and holding all

garbage and rubbish created upon such premises between the times of collection and removal. (Code 1961, § 13.7)

**Sec. 11-49. Location of receptacles.**

All receptacles required by this division shall at all times be so located as to be readily accessible for removing and emptying the same, but shall not be placed within the limits of any street or sidewalk area. (Code 1961, § 13.7)

**Sec. 11-50. Receptacles for multiple dwellings.**

Owners of apartment buildings, duplexes and other types of multiple dwelling units shall provide sufficient receptacles to receive and hold all of the garbage and rubbish created upon such premises and shall locate such receptacles so as to make them readily accessible to the tenants of the multiple dwelling units. (Code 1961, § 13.7)

**Sec. 11-51. Determination of complaints about receptacle location.**

All cases of dispute or complaints raised as to where garbage receptacles shall be placed while awaiting removal of their contents shall be referred to the health officer for determination. (Code 1961, § 13.7)

**Sec. 11-52. Cleanliness, covering of receptacles.**

All such receptacles must be kept in a clean and sanitary condition by the owner or person using the same and shall be kept tightly covered at all times except when garbage or rubbish is being deposited therein or removed therefrom and shall at all times be proof against access by flies to the contents thereof. (Code 1961, § 13.7)

**Sec. 11-53. Delivery of contents of receptacles to authorized persons.**

The contents of garbage and refuse receptacles shall be removed at least once a week by delivering the contents to any person holding a written authorization and permit to receive the same from the city. (Code 1961, § 13.8)